

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

04 CR 10350 RCL

_____)	CRIMINAL NO.
UNITED STATES OF AMERICA)	
)	VIOLATIONS:
v.)	
)	29 U.S.C. § 439(c) (Falsification of Financial
JOSEPH CALCAGNO,)	Records Required to be kept by Labor Union)
)	
defendant.)	
_____)	

INFORMATION

The United States Attorney charges:

General Allegations

1. At all times relevant to this Information, Massachusetts Laborers' District Council, Local Union 1162, L.I.U.N.A. was a labor organization in an industry affecting commerce within the meaning of Sections 402(i) and 402(j) of Title 29 of the United States Code.
2. Beginning in or before 1998 and continuing until in or about December 1999, JOSEPH CALCAGNO served as the Business Manager/Secretary-Treasurer of Laborer's Local 1162.
3. In his capacity as Secretary-Treasurer, JOSEPH CALCAGNO was required to maintain records of all financial transactions for Laborer's Local 1162.
4. Among the records maintained in records of Laborer's Local 1162 by JOSEPH CALCAGNO were a series of receipts purporting to reflect payments made to the Campello Veteran's Fireman's Association ("Campello") in Brockton, Massachusetts. These receipts purported to reflect payments to Campello of approximately \$6,305 between February and November of 1999 for expenses related to meetings.

5. The documents maintained in the records of Laborers Local 1162 related to putative payments to Campello were false and fraudulent. In actuality, Campello did not receive \$6,305 from Laborers Local 1162 in 1999. Although Laborers Local 1162 sometimes used a facility operated by Campello, Laborers Local 1162 was not required to make regular payments to Campello for the use of that facility.

COUNT ONE

(Falsification of Financial Records Required to be Kept by Labor Union, 29 U.S.C. § 439(c))

6. The United States Attorney repeats and incorporates by reference the allegations in paragraphs 1-5 of this Information and further charges:

7. From in or about November of 1999, through in or about December of 1999, within the District of Massachusetts and elsewhere,

JOSEPH CALCAGNO,

defendant herein, did willfully make and cause to be made false entries in records required to be maintained by Sections 431 and 436 of Title 29, United States Code, that is, false documents reflecting financial disbursements of approximately \$6,305 to the Campello Veterans Fireman's Association during calendar year 1999.

All in violation of Title 29, United States Code, Section 439(c).

SENTENCING FACTORS

8. With respect to Count 1 of the Information:
 - a. The offense was committed to facilitate or conceal a theft and embezzlement and the loss caused by defendant's acts and omissions that were part of the same course of conduct and common scheme, was greater than \$70,000, as described in U.S.S.G. §2B1.1, as referenced in U.S.S.G. §2E5.3(a)(2) [eff. Nov. 1, 1999];
 - b. The offense involved more than minimal planning, as described in U.S.S.G. §2B1.1, as referenced in U.S.S.G. §2E5.3(a)(2) [eff. Nov. 1, 1999]; and
 - c. The defendant abused a position of private trust in a manner that significantly facilitated the commission and concealment of the offense, as described in U.S.S.G. §3B1.3 [eff. Nov. 1, 1999].

MICHAEL J. SULLIVAN
UNITED STATES ATTORNEY

dated: November 24, 2004

By:


PAUL G. LEVENSON
Assistant U.S. Attorney

Criminal Case Cover Sheet

04 CR 10350 RCL

U.S. District Court - District of Massachusetts

Place of Offense: Brockton Category No. III Investigating Agency IRS FBI

City Brockton Related Case Information: 2004 NOV 24 A 10: 56

County Plymouth Superseding Ind./ Inf. Case No.

Same Defendant U.S. New Defendant

Magistrate Judge Case Number DISTRICT OF MASS.

Search Warrant Case Number

R 20/R 40 from District of

Defendant Information:

Defendant Name JOSEPH CALCAGNO Juvenile ☐ Yes ☒ No

Alias Name

Address 115 Harvard Street, Bridgewater, MA 02324

Birth date (Year only): 1950 SSN (last 4 #): 2019 Sex M Race: White Nationality: USA

Defense Counsel if known: Charles Rankin, Esq. Address: 1 Commercial Wharf North

Boston, MA 02110

Bar Number:

U.S. Attorney Information:

AUSA Paul G. Levenson Bar Number if applicable 553946

Interpreter: ☐ Yes ☒ No List language and/or dialect:

Matter to be SEALED: ☐ Yes ☒ No

☐ Warrant Requested ☒ Regular Process ☐ In Custody

Location Status:

Arrest Date: n/a

☐ Already in Federal Custody as in

☐ Already in State Custody ☐ Serving Sentence ☐ Awaiting Trial

☐ On Pretrial Release: Ordered by on

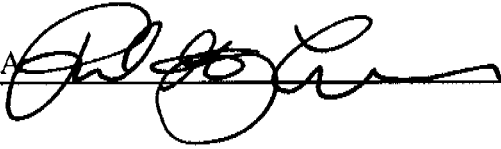
Charging Document: ☐ Complaint ☒ Information ☐ Indictment

Total # of Counts: ☐ Petty ☒ Misdemeanor 1 ☐ Felony

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☒ I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: November 24 2004

Signature of AUSA 

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant JOSEPH CALCAGNO

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>29 U.S.C. § 439(c)</u>	<u>Falsification of Union Financial Records</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: